

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

YVETTE CYPRESS,

Plaintiff,

v.

**PORTFOLIO RECOVERY
ASSOCIATES, LLC,**

Defendant.

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CASE NO. 2:21-cv-198

NOTICE OF REMOVAL

PLEASE TAKE NOTICE that on this date, Defendant Portfolio Recovery Associates, LLC hereby removes the above-captioned matter to this Court from the Court of Common Pleas of Allegheny County, Pennsylvania and in support thereof avers as follows:

1. Portfolio Recovery Associates, LLC is a defendant in a civil action originally filed on October 30, 2020 in the Court of Common Pleas of Allegheny County, Pennsylvania titled *Yvette Cypress v. Portfolio Recovery Associates, LLC* and docketed to Case No.: AR-20-004181.
2. This removal is timely under 28 U.S.C. § 1446(b). PRA received service of Plaintiff's Complaint via certified mail on January 12, 2021.
3. Pursuant to 28 U.S.C. § 1446, attached hereto as Exhibits A and B are copies of all pleadings, process and orders filed in the state court action.

4. The District Court¹ has original jurisdiction over this action pursuant to 28 U.S.C. § 1331, in that Plaintiff has filed claims against PRA alleging violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.*

5. On this date, PRA has provided notice of this Removal to counsel for Plaintiff and to the Court of Common Pleas of Allegheny County, Pennsylvania.

WHEREFORE, Defendant Portfolio Recovery Associates, LLC respectfully removes this case to the United States District for the Western District of Pennsylvania.

Respectfully submitted,

MESSER STRICKLER, LTD.

By: /s/ Lauren M. Burnette
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Counsel for Defendant

Dated: February 11, 2021

¹ Although Plaintiff filed this lawsuit in Allegheny County, thus requiring PRA to remove the case to this Court, Plaintiff's Complaint contains no facts to establish the propriety of venue in Allegheny County. PRA has filed Preliminary Objections as to venue. *See* Exhibit B.

CERTIFICATE OF SERVICE

I certify that on February 11, 2021, a true copy of the foregoing document was served
as follows:

Via Email and U.S. Mail, Postage Prepaid

Joshua P. Ward
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Counsel for Plaintiff

Via Electronic Filing

Court of Common Pleas
Allegheny County
414 Grant Street
Pittsburgh, PA 15219

MESSER STRICKLER, LTD.

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